

A

3 Sheet(s) of Informal Drawings

ADDITIONAL PAPERS ENCLOSED

- ☐ Preliminary Amendment
- ☒ Nonpublication Request Under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.213
- ☒ Information Disclosure Statement/PTO-1449 ☒ Copies of IDS Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representative
- ☐ Special Comments
- ☒ Return Receipt Postcard
- ☐ Additional Enclosures

DECLARATION OR OATH

- ☒ Enclosed executed by (check all applicable boxes):
- ☒ Inventor(s).
- ☐ legal representative of inventor(s). 37 CFR 1.42 or 1.43.
- ☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.
- This is the petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 is also attached. See item 13 below for fee.
- ☐ Not Enclosed.

INVENTORSHIP STATEMENT

The inventorship for all the claims in this application are:

- ☒ The same.
- ☐ Are not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made,
_____ is submitted.
_____ will be submitted.

10054238-012202

LANGUAGE

- ☒ English
- ☐ Non-English. Verified English translation is attached. 37 CFR 1.52(d)

ASSIGNMENT

- ☐ An assignment of the invention to _____ is attached.
- ☐ A separate "Cover Sheet for Assignment (Document) Accompanying New Patent Application" is also attached.
- ☐ Form PTO 1595 is also attached.
- ☐ An assignment of the invention to _____ will follow.

Note: "If an assignment is submitted with a new application, send two separate letters-one for the application and one for the assignment." Notice of May 4, 1990 (1114 O.G. 77-78).

CERTIFIED COPY

Certified copy(ies) of application(s)

_____	_____	_____
(country)	(appln. no.)	(filed)

from which priority is claimed

_____ is (are) attached.

_____ will follow.

- ☒ Does not apply.

FEE CALCULATION (37 CFR § 1.16) FOR REGULAR UTILITY APPLICATION

Utility filing fee \$370.00 (Small entity fee) Subtotal (1)

Claims:

		Extra		Fee (small entity)	Fee Paid
Total Claims	<u>45</u> - 20 =	<u>25</u>	X	\$ 9.00	<u>\$225.00</u>
Independent Claims	<u>2</u> - 3 =	<u>0</u>	X	\$ 40.00	<u>\$0.00</u>
Multiple Dependent claims	<u>0</u>		X	\$130.00	<u>\$0.00</u>

Subtotal (2) \$225.00

Total Fee: \$595.00 (Subtotal (1) + Subtotal (2))

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FEE PAYMENT BEING MADE AT THIS TIME

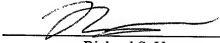
- ☐ Not Enclosed
- ☐ No filing fee is to be paid at this time. (This and the surcharge required by 37 C.F.R. 1.16(e) can be paid subsequently.)
- ☒ Enclosed
- ☒ Filing fee \$595.00
- ☐ Recording assignment
- ☐ (See attached "Cover Sheet for Assignment Accompanying New Application.")
- ☐ Petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached.
- ☐ For processing an application with a specification in a non-English language.
- ☐ Processing and retention fee.
- ☐ Fee for international-type search report.

Total Fees enclosed \$595.00**METHOD OF PAYMENT OF FEES**

- ☒ A check made payable to the Commissioner of Patents and Trademarks for the sum of \$595.00 is enclosed.

INSTRUCTIONS AS TO OVERPAYMENT

- ☒ Refund



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STATE WHERE NO FURTHER PAGES ADDED

- ☒ This transmittal ends with this page.

10054238 012002

NONPUBLICATION REQUEST UNDER 35 U.S.C. § 122(b) AND 37 C.F.R. § 1.213

Applicant, Patentee, or Identifier: **VAN HORN, Kenneth C.**
Application or Patent No. **N/A**
Filed or Issued: **N/A**
Title: **MODIFIED CELLULOSE AGGREGATE MATERIAL**

This is a request under the provisions of 35 U.S.C. § 122(b) and 37 C.F.R. § 1.213 for the nonpublication of the above-identified application. The invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing.

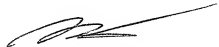
The above-identified application is not to be published under 35 U.S.C. § 122(b).

The applicant respectfully reserves the right to rescind this nonpublication request at any time pursuant to 37 C.F.R. § 1.213(b). In the event the applicant subsequently files an application directed to the invention disclosed in the above-identified application in which the nonpublication request was submitted in another country, or under a multilateral international agreement, that requires publication of the application eighteen months after filing, the applicant shall notify the United States Patent and Trademark Office of such filing within forty-five days after the date of filing of such foreign or international application as required by 37 C.F.R. § 1.213(c).

The undersigned is the attorney of record for the above-identified application.

Respectfully submitted,


Date: January 22, 2002


Richard S. Vermut
Reg. No.: 41,362

Attorney for Applicant

I hereby certify that this correspondence and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date January 22, 2002, in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EL849473609US addressed to the: United States Patent and Trademark Office, Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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